



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of
Applicant : Daniel Richard Schaefer, et al.
Serial No. : 09/996,244
Filed : November 28, 2001
Title : TRAPPING AND STORAGE OF FREE THERMAL NEUTRONS IN
FULLERENE MOLECULES
Docket : 594826-001C1
Examiner : Behrend, Harvey E.
Art Unit : 3641

#9/Election
Ross
11-6-02

Assistant Commissioner of Patents
Washington, D.C. 20231


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Sir:

RESPONSE TO RESTRICTION REQUIREMENT

This paper is submitted in response to the Official Action dated September 26, 2002. The applicants hereby elect Group A, claims 1-19, 29, 33 and 34. The applicants traverse the restriction requirement. The applicants submit that the only distinction between the elected claims of Group A and the non-elected claims of Group B is that the claims in Group A refer to the fullerene as containing a trapped thermal neutron whereas the non-elected claims do not refer to the fullerene as containing a trapped thermal neutron. However, in both cases, the fullerene is a beta-emitter. As the Talnagi affidavits indicate, this beta emission has been studied and has been attributed to a trapped thermal neutron. Accordingly, fullerenes exhibiting the beta emission should be considered a single invention.

Respectfully submitted,


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3641



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<h1 style="text-align: center;">TRANSMITTAL FORM</h1> <p style="text-align: center;">(to be used for all correspondence after initial filing)</p>	Application Number	09/996,244	
	Filing Date	November 28, 2001	
	First Named Inventor	Daniel Richard Schaefer, et al.	
	Group Art Unit	3641	
	Examiner Name	Behrend, Harvey E.	
Total Number of Pages in This Submission	2	Attorney Docket Number	594826-001C1

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <div style="border: 1px solid black; padding: 5px; margin-top: 5px;">Return Post Card</div>
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Thompson Hine LLP 2000 Courthouse Plaza NE, 10 West Second Street Dayton, Ohio 45402-1788
Signature	
Date	10-25-02

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